

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

CASEY ROBERTS, Individually and on  
Behalf of All Others Similarly Situated,

Plaintiff,

v.

ZUORA, INC., TIEN TZUO, and TYLER  
SLOAT,

Defendants.

Case No. 3:19-cv-03422-SI

**[PROPOSED] ORDER GRANTING  
MOTION OF KYLE J. KRAUSENECK  
FOR APPOINTMENT AS LEAD  
PLAINTIFF AND APPROVAL OF  
SELECTION OF COUNSEL**

Hearing Date: October 4, 2019

Time: 10:00 a.m.

Judge: The Honorable Susan Illston  
Courtroom: 1, 17<sup>th</sup> Floor

**ORAL ARGUMENT REQUESTED**

1 Having considered the Motion of Kyle J. Krauseneck for Appointment as Lead Plaintiff  
2 and Approval of Selection of Counsel (the “Motion”), and for good cause appearing therefore,

3 IT IS HEREBY ORDERED THAT:

4 1. The Motion is granted.

5 2. Pursuant to 15 U.S.C. § 78u-4(a)(3)(B), Kyle J. Krauseneck is appointed to serve  
6 as Lead Plaintiff in the above-captioned action and any subsequently filed or transferred actions  
7 that relate to the above-captioned action.

8 3. Pursuant to 15 U.S.C. § 78u-4(a)(3)(B)(v), Kyle J. Krauseneck’s selection of  
9 Kessler Topaz Meltzer & Check, LLP as Lead Counsel for the class is approved. Lead Counsel  
10 shall have the authority to speak for all plaintiffs and class members in all matters regarding the  
11 litigation, including, but not limited to, pre-trial proceedings, motion practice, trial, and settlement.  
12 Additionally, Lead Counsel shall have the following responsibilities:

- 13 (a) to brief and argue motions;
  - 14 (b) to initiate and conduct discovery, including, but not limited  
15 to, coordination of discovery with Defendants’ counsel, and  
16 the preparation of written interrogatories, requests for  
17 admissions, and requests for production of documents;
  - 18 (c) to direct and coordinate the examination of witnesses in  
19 depositions;
  - 20 (d) to act as spokesperson at pretrial conferences;
  - 21 (e) to initiate and conduct any settlement negotiations with  
22 Defendants’ counsel;
  - 23 (f) to be the contact among plaintiffs’ counsel and to direct and  
24 coordinate the activities of plaintiffs’ counsel;
  - 25 (g) to consult with and employ experts; and
  - 26 (h) to perform such other duties as may be expressly authorized  
27 by further order of this Court.
- 28

1           4.       No motions, request for discovery, or other pretrial proceedings shall be initiated  
2 or filed by any plaintiff without the approval of Lead Counsel.

3 IT IS SO ORDERED.

4 DATED: \_\_\_\_\_

\_\_\_\_\_  
THE HONORABLE SUSAN ILLSTON  
UNITED STATES DISTRICT JUDGE